

## Update note July 2018

### Introduction

This is the Undercover Policing Inquiry's seventh update note, in addition to [the two year update](#) and [the May 2018 strategic review](#). The purpose of these updates is to give a broad overview of the work that is being done by the Inquiry to progress its terms of reference and to explain in more detail some of the aspects of the Inquiry's work. The update notes are part of the Inquiry's commitment to be as transparent as it can.

### Contents

Item	Page
Chronology of decisions and actions since the sixth update note (November 2017)	<a href="#">2</a>
Current and planned activity	<a href="#">5</a>
Inquiry progress	<a href="#">6</a>
Inquiry administration	<a href="#">12</a>
Next steps	<a href="#">15</a>
Key Inquiry statistics	<a href="#">16</a>
Questions and queries	<a href="#">17</a>

## UNDERCOVER POLICING INQUIRY

### Chronology of decisions and actions since November 2017 update note

*November 2017*

Publication: A suite of 14 documents on generic restriction grounds

Press briefing

Publication: Special Demonstration Squad 'Minded to' for 24 officers

[Chairman's statement](#) delivered and published

Publication: [Ruling on the Rehabilitation of Offenders Act 1974](#)

Open hearing: Rehabilitation of Offenders Act 1974

Open hearing: Special Demonstration Squad anonymity applications

*December 2017*

Publication: Two 'Minded to' notes/rulings on four Special Demonstration Squad officer anonymity applications

[Consultation](#) on changes to the way the Inquiry published anonymity applications

*January 2018*

Publication: 18 anonymity applications and supporting documents - Special Demonstration Squad

Open hearing: Special Demonstration Squad anonymity applications

## UNDERCOVER POLICING INQUIRY

Publication: Two 'Minded to' notes/rulings on 14 Special Demonstration Squad officers' anonymity applications

Launch of the '[cover names](#)' table on the Inquiry website

*February 2018*

Publication: Ruling on 8 Special Demonstration Squad anonymity applications

[Consultation](#) on the Module One Special Demonstration Squad Issues List

Publication of 29 anonymity applications and supporting documents: Special Demonstration Squad

Publication: Chairman's [statement](#) on anonymity applications process

*March 2018*

Publication: 29 anonymity applications and supporting documents: Special Demonstration Squad

Meeting with non-police, non-state core participants' recognised legal representatives

Publication: Three 'Minded to' notes/rulings on 57 Special Demonstration Squad officers' anonymity applications

Publication: [Generic Restriction Order Documents](#)

Publication: a suite of 11 generic restriction documents intended to assist the Inquiry in putting documents into the public domain as efficiently as possible

[Open hearing](#): Special Demonstration Squad anonymity and the '[Lambert Report](#)'

## UNDERCOVER POLICING INQUIRY

*April 2018*

Publication: 37 anonymity applications and supporting evidence documents - Special Demonstration Squad

Publication: 'Minded to' note on 16 Special Demonstration Squad officers' anonymity applications

*May 2018*

Publication: 'Minded to' note on 21 National Public Order Intelligence Unit officers' anonymity applications

Press briefing

Publication: Three 'Minded to' notes/ruling on 34 on Special Demonstration Squad officers' anonymity applications

Chairman's [statement](#) on future oral hearings in respect of Special Demonstration Squad and National Public Order Intelligence Unit anonymity applications

Publication: [Strategic Review](#)

[Hearing](#): Strategic Review

*June 2018*

Publication: Two 'Minded to' notes/rulings on 8 Special Demonstration Squad officers' anonymity applications

*July 2018*

Publication: 132 documents relating to anonymity applications: National Public Order Intelligence Unit and Special Demonstration Squad

A range of core participant meetings between the Chairman, trade unionists, police officers, deceived women, family justice campaigners and social and environmental campaigners

Publication: [Special Demonstration Squad Module One Issues List](#) and [explanatory note](#)

## Current and planned activity

- The Inquiry will consult on rule 10 of the Inquiry Rules 2006 (questioning protocol), hearing room arrangements and live streaming. The Inquiry expects to issue a consultation document in early August 2018, with an eight week period for responses.
- Requests to officers for witness evidence in preparation for evidence hearings are ongoing.
- Subsequent requests to managers and non-state core participants for evidence.
- Complete the anonymity process for the Special Demonstration Squad by summer 2018 (save for a handful of ongoing applications).
- Ongoing release of Special Demonstration Squad cover names not subject to restriction orders, once pre-notification checks have been conducted.
- Ongoing consideration of anonymity applications submitted by National Public Order Intelligence Unit officers, with release of cover names not subject to restriction orders, once pre-notification checks have been conducted. The Inquiry plans to issue a 'Minded to' note in respect of a second tranche of National Public Order Intelligence Unit anonymity applications during the autumn of 2018.
- The Chairman continues to meet with core participants by arrangement with the Inquiry.

### Inquiry progress

Module One (deployment of undercover police officers in the past)

#### *Special Demonstration Squad anonymity*

As at 25 July 2018:

- 162 officers have been included in the Special Demonstration Squad anonymity process.
- The total number of decisions, final or provisional, is 110.
- There are 48 cases where no applications have been made, of which:
  - Three are cases where neither the real nor cover names will be restricted; and
  - 45 are cases where the individuals did not have cover names, and the real names will not be restricted.
- There are three cases where further information is sought before the applications can be determined.
- There is one case where the application has been withdrawn and the real name will not be restricted.

Of the Special Demonstration Squad officers considered in the anonymity process to date:

- 114 officers will have their real name or cover name (or both) made public, subject to responses to the 'Minded to' decisions.
- In 35 cases, real and cover name will be restricted.
- In six cases, no cover name is yet known.

#### *National Public Order Intelligence Unit anonymity*

The total number of provisional decisions in respect of anonymity applications by National Public Order Intelligence Unit officers is 21, of whom:

- One officer's cover name has already been confirmed (EN1 – "Marco Jacobs"). The Chairman is minded to restrict his real name.

## UNDERCOVER POLICING INQUIRY

- In two cases (EN34 and EN327) the Chairman is minded to confirm the cover names and restrict the real names.
- One manager's real name will not be restricted (EN287).
- In the case of 15 officers, the Chairman is minded to restrict both real and cover names due to the risks posed by the nature of the officers' work.
- Decisions on two other cover names will be taken at a later date (EN35 and EN289).

### Substantive investigations

Alongside its work on anonymity, the Inquiry has been continuing with its substantive investigations. It continues to review material received, and is conducting officer-by-officer investigation within the Special Demonstration Squad and the National Public Order Intelligence Unit. Further enquiries or requests for evidence are being made as appropriate. Investigation is also continuing into undercover policing conducted by other forces.

### *Main infiltrated groups published to date*

The total list of the names of groups published so far is 67, covering the period 1968 to 2007:

No.	Group
1.	Anarchy Collective
2.	Animal Liberation Front
3.	Animal Liberation Front Support Group
4.	Anti-Apartheid Movement
5.	Anti-Fascist Action
6.	Anti-Nazi League
7.	Banner Books
8.	Big Flame
9.	Black Power movement
10.	British National Party
11.	Brixton Hunt Saboteurs
12.	Campaign for Nuclear Disarmament
13.	City of London Anti-Apartheid Group
14.	Class War
15.	Colin Roach Centre

## UNDERCOVER POLICING INQUIRY

No.	Group
16.	Communist Party of England (Marxist-Leninist)
17.	Dambusters Mobilising Committee
18.	Direct Action Movement
19.	Disarm DSEi
20.	Dissent!
21.	Earth First!
22.	Essex Hunt Saboteurs
23.	Friends of Freedom Press Ltd
24.	Globalise Resistance
25.	Greenham Common Women's Peace Camp
26.	Hackney Campaign Against the Police Bill
27.	Independent Labour Party
28.	Independent Working Class Association
29.	International Marxist Group
30.	International Socialists/Socialist Workers Party
31.	Irish Civil Rights Solidarity Campaign
32.	Irish National Liberation Solidarity Front
33.	Irish Solidarity Campaign
34.	Libertarian Anarchist Group
35.	London Animal Rights Coalition
36.	London Boots Action Group/London Animal Action
37.	London Greenpeace
38.	Militant/the Socialist Party
39.	Movement Against the Monarchy
40.	Movement for Justice
41.	No Platform/Antifa
42.	Northern Ireland Civil Rights Association
43.	Operation Omega
44.	Reclaim the Streets
45.	Red Action
46.	Republican Forum
47.	Revolutionary Communist Group
48.	Revolutionary Communist Party
49.	Revolutionary Communist Party of Britain (Marxist-Leninist)
50.	Revolutionary Communist Tendency
51.	Revolutionary Socialist Students Federation

## UNDERCOVER POLICING INQUIRY

No.	Group
52.	Sinn Féin (London)
53.	South London Animal Movement
54.	Spartacist League of Britain
55.	Stoke Newington and Hackney Defence Campaign
56.	Stop Huntingdon Animal Cruelty
57.	Tri-Continental
58.	Troops Out Movement
59.	United British Alliance
60.	Vietnam Solidarity Campaign
61.	West London Hunt Saboteurs
62.	WOMBLES
63.	Workers Revolutionary Party
64.	Young Haganah
65.	Young Liberals
66.	Youth Against Racism in Europe
67.	Zero Collective

The Inquiry has previously referenced the fact that over 1,000 groups or organisations are referred to in Special Demonstration Squad documentation. However, the fact that the documents refer to a group does not necessarily mean that the group was infiltrated by an undercover officer. For example:

- An officer may have infiltrated 'Group X' and then, during the course of the deployment, submitted a report stating that he attended a public meeting organised by 'Group X' which was also attended by members of 'Group Y'. 'Group Y' will therefore appear in the Special Demonstration Squad documentation even though it was not in fact infiltrated.
- There will also, for example, be references to both the 'International Socialists' and the 'Socialist Workers Party'. Whilst these may be listed as separate groups, they are in fact references to the same organisation (the group 'International Socialists' having renamed itself the Socialist Workers Party in 1977).

The Inquiry's investigations continue into the breadth and extent of infiltration.

## UNDERCOVER POLICING INQUIRY

*59 Special Demonstration Squad cover names have been published to date:*

Nominal	Cover name(s)	Nominal	Cover name(s)
HN1	"Matt Rayner"	HN90	"Mark Kerry"
HN2	"Andy Davey"	HN96	"Michael James"
HN3	"Jason Bishop"	HN104	"Carlo Neri"
HN5	"John Barker"	HN106	"Barry Tompkins"
HN10	"Bob Robinson"	HN118	"Simon Wellings"
HN11	"Mike Blake"	HN155	"Phil Cooper"
HN12	"Mike Hartley" (dec'd)	HN200	"Roger Harris"
HN13	"Desmond Loader" / "Barry Loader" (dec'd)	HN218	"Barry Morris"
HN14	"Jim Sutton"	HN297	"Rick Gibson" (dec'd)
HN15	"Mark Cassidy"	HN298	"Michael Scott"
HN19	"Malcolm Shearing"	HN301	"Bob Stubbs"
HN20	"Tony Williams"	HN303	"Peter Collins"
HN25	"Kevin Douglas"	HN304	"Graham Coates"
HN26	"Christine Green"	HN321	"William Paul Lewis"
HN33	"Kathryn Lesley ('Lee') Bonser"	HN326	"Douglas Edwards"
HN43	"Peter Johnson" "Peter Daley" "Peter Black"	HN329	"John Graham"
HN44	"Darren Prowse"	HN330	"Don de Freitas"
HN45	"David Robertson"	HN334	"Margaret White"
HN56	"Alan 'Nick' Nicholson"	HN336	"Dick Epps"
HN60	"Dave Evans"	HN339	"Stewart Goodman"
HN65	"John Kerry"	HN340	"Alan Nixon"
HN67	"Alan Bond"	HN343	"John Clinton"
HN68	"Sean Lynch" (dec'd)	HN345	"Peter Fredericks"
HN77	"Jaqueline Anderson"	HN347	"Alex Sloan"
HN79	"Ross 'RossCo' MacInnes"	HN351	"Jeff Slater"
HN80	"Colin Clark"	HN353	"Gary Roberts"
HN81	"David Hagan"	HN354	"Vince Miller"
HN85	"Roger Thorley"	HN356 / HN124	"Bill Biggs" (dec'd)
HN88	"Timothy Spence"		

## UNDERCOVER POLICING INQUIRY

### *Module Two (management and oversight of undercover police officers)*

Work collecting evidence for Module Two issues continues, although the Inquiry's current resources have been re-focussed in recent months to further prioritise investigating and progressing Module One issues in advance of the proposed commencement of evidential hearings in the summer of 2019. Alongside that work the Inquiry has continued to:

- Receive Module Two material provided voluntarily and in response to rule 9 requests from the Home Office, the College of Policing, the Metropolitan Police Service and the National Police Chiefs' Council.
- Review material received and make decisions as to the necessity of material relevant to Module Two, thereby prompting applications for restriction orders over those documents.
- Investigate the role of Special Branch in overseeing undercover policing carried out by the Special Demonstration Squad and others.
- Investigate document retention and assurance within the Metropolitan Police Service, including by the issuing of further rule 9 requests, the carrying out of inspections of material *in situ*, and overseeing an audit of hard copy material at the Counter Terrorism Policing National Operations Centre.

# UNDERCOVER POLICING INQUIRY

## Inquiry administration

### *Strategic Review*

The Inquiry published its [Strategic Review](#) in May 2018, setting out a high level timeline for the commencement of hearings and the final report to the Home Secretary. The Strategic Review announced that:

- Evidence hearings would commence in June 2019;
- There would be a consultation on live-streaming and hearing arrangements;
- There would be an interim report at the end of Module Two hearings; and
- The Chairman would seek panel members for Module Three.

The Inquiry's high-level time line is shown below.



## UNDERCOVER POLICING INQUIRY

Following the publication of the Strategic Review the Inquiry [held a hearing on 18 May 2018](#) so that it could discuss with core participants what needed to be done to meet the Inquiry's timeline.

### *Core participant engagement*

The hearing on 18 May 2018 has been followed up with a series of meetings between the Chairman and core participants. At the time of writing, the Chairman has met with core participants from the majority of categories of core participant, including trade unions, former police officers, women who were deceived into relationships with police officers, social and environmental campaigners, and family justice campaigners. The Chairman has reported that the meetings have been extremely useful; they have enabled him to hear directly from those at the centre of the Inquiry's work the impact which undercover policing has had on them, the nature of the evidence they might be able to provide, and the views they have on the Inquiry's work to date. This schedule of initial meetings is continuing. The Chairman is open minded at present about whether further meetings with those he has already met would assist him in progressing the Inquiry's work.

In addition to the meetings with the core participants since the hearing on 18 May 2018, the Inquiry has also held some meetings with police representatives, to receive information which will assist the Inquiry in its planning of the operational delivery of the timeline set out in the Strategic Review.

### *Data Protection*

In May 2018 the Inquiry's data protection policies and processes were updated to ensure the Inquiry remained compliant with data protection legislation, and in particular the introduction of the General Data Protection Regulation. The Inquiry's 'Data Protection Policy' and the 'Processing Special Category and Criminal Convictions Data Policy' were published on its website in May 2018, together with the Inquiry's [Privacy Information Notice](#).

### *Information Assurance*

Work has continued to explore, test, and verify document retention and assurance by state bodies understood to be in possession of material of potential relevance to the terms of reference, in particular within the Metropolitan Police Service and in relation to the unit that is the subject of [current investigations by the Independent Office for Police Conduct](#) concerning allegations of inappropriate handling and destruction of material. In particular, the Inquiry has overseen an audit of the hard copy records of that unit, which has been carried out by the Metropolitan Police Service's Inquiry

Review and Support Command and Operation Elter, further to the Inquiry's assurance enquiries. The Inquiry has also continued to seek witness evidence and has carried out physical inspections at locations where potentially relevant hard copy material is understood to be held.

The assurance approach to particular police forces and other bodies and their material is subject to regular review by the Inquiry, and varies depending on the responses received and any other information that comes to the Inquiry's attention and which may affect its view on the security of certain types or sources of information.

### *Issues lists*

Following consultation, the Inquiry published its [Module One Special Demonstration Squad Issues List](#). As a result of the responses to the consultation, the Issues List was expanded to cover 158 questions, covering a range of issues which include: the establishment of the Special Demonstration Squad, targeting of groups, police officers' conduct while deployed, reporting on deployments, prevention and detection of crime, management oversight, withdrawal from deployment, post-deployment, and the welfare of officers and their families. The Issues List is not set in stone and does not constrain the Inquiry from investigating any further issues that emerge from the evidence that the Inquiry receives from core participants in due course.

The Inquiry expects to publish draft issues lists for the National Public Order Intelligence Unit and for other undercover policing before the end of July, for consultation.

### *Costs*

As at 30 June 2018 the Inquiry has spent £11,765,700. A full breakdown of the Inquiry costs is available on the [Inquiry website](#)

### Next steps

*A focus on...*

#### *Preparing for evidence hearings*

As was made clear in the Strategic Review, the Inquiry expects to commence its evidence hearings for Modules One and Two in June 2019, and to conclude these by July 2021.

The Inquiry has committed to, and will issue shortly, a consultation about the conduct of those hearings.

The task of preparing evidence for the hearings is underway. The Inquiry is conducting an officer-by-officer investigation of officers within the Special Demonstration Squad and the National Public Order Intelligence Unit. From each investigation, the Inquiry will identify a pack of material to assist the officer in the preparation of his or her statement. These packs will be subject to any necessary redaction, as a result of any relevant restriction orders made. The finalised pack will be issued, subject to undertakings of confidence, to the officer and his or her legal representative, accompanied by a detailed rule 9 request seeking a witness statement. The first few requests have now been issued, and this work is continuing.

After a statement has been received from an individual officer, the Inquiry intends that requests for evidence be made both from those managing or responsible for the officer, and from non-state individuals affected by or during the deployment. Such requests for evidence will also be accompanied by packs of material that will assist the recipient in the preparation of their statement.

In this way, the Inquiry will receive a detailed evidential picture as to the work undertaken by each officer during their time within the Special Demonstration Squad and/or the National Public Order Intelligence Unit.

The statements collected, and the material necessarily supportive of these will then start to form hearing bundles for the evidence hearings. As set out in the Strategic Review, the Inquiry intends that the evidence hearings will proceed in chronological order subject to any particular requirements on the part of those who will be giving evidence.

### Key Inquiry statistics:

As at 25 July 2018 the Inquiry has:

- Held 15 days of preliminary hearings, and 21 closed sessions;
- Made more than 570 ‘rule 9’ requests for information from more than 59 organisations;
- Made three section 21 requests for information;
- Received over one million pages of evidence from the Metropolitan Police Service alone<sup>1</sup>;
- Received over 470 witness statements (not including further or replacement statements);
- Published 36 sets of directions;
- Published 66 rulings;
- Published 30 Chairman’s notes;
- Published 44 orders;
- Published 25 notes by Inquiry counsel (including update notes);
- Designated 211 core participants, of whom 188 are receiving funding for legal costs from the Inquiry;
- Recognised 26 legal representatives acting on behalf of core participants;
- Received more than 93 formal submissions and position statements from core participants and others;
- 52 people working with the Chairman as part of the Inquiry team, with more being recruited as the Inquiry progresses.

---

<sup>1</sup> Not all of the documents provided are relevant. For example, on one drive which has undergone preliminary review by the Inquiry, nearly 120,000 documents were provided of which over 90,000 comprise non-user generated files such as executable and help files for standard applications, printer drivers and manuals and other similar “documents” which are very unlikely to advance the Inquiry’s investigations.

## Questions and queries

The Inquiry has a full set of [Frequently Asked Questions](#) covering matters such as how the Inquiry can be contacted, how people can engage with its processes, and what it means to be a core participant. Further information is available on the '[about the Inquiry' webpage](#) and previously published [update notes](#).

## Background

The Inquiry is an independent inquiry, led by a retired High Court judge, Sir John Mitting. The Inquiry was established under the Inquiries Act 2005 by the then Home Secretary to look at undercover policing in England and Wales since 1968.

The Inquiry's role covers undercover policing in its broadest sense; it is not limited to particular types of undercover policing<sup>2</sup>, its terms of reference are widely drawn and they require the Inquiry to find out what happened, and why, and to make recommendations as to how undercover policing should be carried out in future.

[In his statement dated 20 November 2017](#), Sir John Mitting said,

*It is only by discovering the truth that I can fulfil the terms of reference of the Inquiry. I am determined to do so. In making procedural decisions about the conduct of the Inquiry I will do nothing which I can legitimately avoid which makes fulfilment of that intention more difficult. I will also make no decision whose purpose is not to fulfil that aim."*

The Inquiry's investigations are broken down into modules. The descriptions of Modules Two and Three have been amended to spell out more clearly the Inquiry's investigative intentions.

### One

Examination of the deployment of undercover officers in the past, their conduct, and the impact of their activities on themselves and others.

### Two

Examination of the management and oversight of undercover officers, including their selection, training, supervision, care after the end of an undercover deployment and the legal and regulatory framework within which undercover policing is carried out. Module Two (a) will involve managers and administrators from within undercover policing units. Module Two (b) will involve senior

---

<sup>2</sup> The Inquiry is not restricted to political and social justice campaigns. It does not cover surveillance activities undertaken outside of undercover policing operations. The Inquiry's activities are limited to England and Wales.

managers higher in the chain of command as well as police personnel who handled intelligence provided by undercover police officers. Module Two (c) will involve a number of other government bodies with a connection to undercover policing, including the Home Office.

### *Three*

Examination of current undercover policing practices and of how undercover policing should be conducted in future.

### **Contacts**

☎ 0203 876 4750    ✉ [info@ucpi.org.uk](mailto:info@ucpi.org.uk)    [www.ucpi.org.uk](http://www.ucpi.org.uk)     @ucpinquiry